

Outgoing
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#3496

OGMCOAL - RE: Star Point Waste Fuel: Public notices for change in postmining land use & change in permit area

From: Kevin Lundmark
To: S Scott Carlson
Date: 5/27/2010 3:27 PM
Subject: RE: Star Point Waste Fuel: Public notices for change in postmining land use & change in permit area
CC: 'Rusty Netz'; Daron Haddock; Jim Smith; OGMCOAL
Attachments: 20100527161750.pdf

Scott,
Please see attached. Task 3496 was conditionally approved on May 24th upon receipt of clean copies, and the clean copies need to include the certification of publishing of the Public Notice. The attached pdf is the letter only and does not included the Technical Analysis attachment.

Kevin

>>> "S Scott Carlson" <scarlson@twinpeakseng.com> 5/27/2010 3:10 PM >>>

Kevin,

Just thought I would check in regarding the final approval status of task #3496

S Scott Carlson, PE, PLS

Twin Peaks PC

2264 North 1450 East

Lehi UT 84043

(801) 450-3511

From: S Scott Carlson [mailto:scarlson@twinpeakseng.com]
Sent: Monday, May 03, 2010 4:53 PM
To: 'Kevin Lundmark'
Cc: 'Rusty Netz'; 'Daron Haddock'; 'Jim Smith'
Subject: RE: Star Point Waste Fuel: Public notices for change in postmining land use & change in permit area

Thanks for the update.

We will look for a response in a few weeks

SCA is excavating the coal on the pile currently to meet their operational needs. They removed a good portion of the coal when they completed the last lift in the late Fall 2009. They are working towards that area again with the current lift.

Conoco P is looking for the permit amendment to be approved so they can evaluate the schedule and determine if they need to take additional steps to expedite removal of coal materials from this area.

S Scott Carlson, PE, PLS

Twin Peaks PC

2264 North 1450 East

Lehi UT 84043

(801) 450-3511

From: Kevin Lundmark [mailto:kevinlundmark@utah.gov]
Sent: Monday, May 03, 2010 2:15 PM
To: S Scott Carlson
Cc: 'Rusty Netz'; Daron Haddock; Jim Smith
Subject: Re: Star Point Waste Fuel: Public notices for change in postmining land use & change in permit area

Scott,

Thanks for sending this. Per the public notice, comments must be received within 30 days of the last date of publication, which would be May 17, as May 15 falls on Saturday. The Division also sent an Agency Notification of Determination of Administrative Completeness for this application on March 24 with a deadline for receiving comments by May 17. There are no outstanding deficiencies for the change in PMLU; however, a final AVS evaluation needs to be completed before the amendment is approved. Assuming that 1) there are no AVS problems, and 2) no comments are received, the amendment could be approved the week of May 17.

Do you know when the coal is planned to be removed from the parcel?

Regards,
Kevin

>>> "S Scott Carlson" <scarlson@twinpeakseng.com> 5/3/2010 1:19 PM >>>

Kevin,

To assist you with your review, I have attached a copy of the certification of publishing at the Sun Advocate for the following:

Public Notice 4 weeks

Sunnyside Cogeneration - Star Point Waste Fuel – C\007\042

Change Application - Post Mining Land Use

DOGM Task #3496

Given that the last published date was April 15, 2010, do you have a projection regarding when the Division will be able to finalize the permit change approval?

S Scott Carlson, PE, PLS

Twin Peaks PC

2264 North 1450 East

Lehi UT 84043

(801) 450-3511

From: S Scott Carlson [mailto:scarlson@twinpeakseng.com]
Sent: Tuesday, March 23, 2010 1:48 PM
To: 'Kevin Lundmark'; 'Rusty Netz'
Cc: 'Jim Smith'; 'OGMCOAL@utah.gov'
Subject: RE: Public notices for change in postmining land use & change in permit area

Kevin,

We have made modifications to the public notice document following the suggestions on your email.

I have attached a copy of the revised document for your final review.

S Scott Carlson, PE, PLS

Twin Peaks PC

1880 North 800 East

Lehi UT 84043

(801) 450-3511

From: Kevin Lundmark [mailto:kevinlundmark@utah.gov]
Sent: Thursday, March 18, 2010 5:41 PM
To: Rusty Netz
Cc: scarlson@twinpeakseng.com; Jim Smith; OGMCOAL@utah.gov
Subject: Public notices for change in postmining land use & change in permit area

Rusty,

To follow up on our call this afternoon, here are comments on the public notices for the amendments submitted for change in postmining land use & change in permit area.

Change in Postmining Land Use (Task 3496)

The Public Notice which was submitted with the application package for change in postmining land use (Task 3496) requires a minor modification. This notice is approved for publication after the following change is made. A letter documenting the administrative completeness of the change in postmining land use is being finalized and will be sent to you shortly.

About halfway down, change the line "Changes to the proposed permit area occur within lands described as:" to "Changes to the **postmining land use** occur within lands described as:"

Permit Area Reduction (Task 3495)

Since our call I confirmed that the Change in Permit Area (Task 3495) will require a Phase 3 Bond Release in order to remove liability associated with the area where usage is being transferred to ConocoPhillips. The public notice for the reduction in permit area and Phase 3 Bond release should **not** be published until the area is reclaimed (coal fines removed). Prior to publication, the Public Notice will require modification to meet the requirements of R645-301-880.120, including:

- Permit number
- Approval date
- Type and amount of bond filed and portion sought released
- Type and dates of reclamation work performed and results achieved

I can review the public notices once corrected and prior to publication. Please contact me at 801 538 5352 with any questions.

Thank you,
Kevin

Kevin Lundmark
Environmental Scientist II
Division of Oil, Gas & Mining
kevinlundmark@utah.gov
(801)538-5352



JON M. HUNTSMAN, JR.
Governor

GARY R. HERBERT
Lieutenant Governor

State of Utah
DEPARTMENT OF NATURAL RESOURCES
Division of Oil, Gas & Mining

MICHAEL R. STYLER
Executive Director

JOHN R. BAZA
Division Director

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OK

May 24, 2010

Mr. Richard Carter, Plant Manager
Sunnyside Cogeneration Associates
P.O. Box 159
Sunnyside, Utah 84539

Subject: Conditional Approval of Change in Postmining Land Use, Sunnyside Cogeneration Associates, Star Point Waste Fuel, C0070042, Task ID #3496, Outgoing File

Dear Mr. Carter:

The above-referenced amendment is conditionally approved upon receipt of 6 clean copies prepared for incorporation. The clean copies should include a copy of the certification of publishing of the Public Notice in the Sun Advocate for four consecutive weeks. Please submit these copies by June 24, 2010. Once we receive these copies, final approval will be granted, at which time you may proceed with your plans.

A stamped incorporated copy of the approved plans will also be returned to you at that time, for insertion into your copy of the Mining and Reclamation Plan. As a Significant Permit Revision, this modification necessitated an update to the Technical Analysis. A copy of the Technical Analysis is attached hereto.

If you have any questions, please call me at (801) 538-5262 or Kevin Lundmark at (801) 538-5352.

Sincerely,

James D. Smith
Permit Supervisor

JDS/KWL/sqs
cc: Price Field Office
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